

\* \* \* COMMUNICATION RESULT REPORT ( MAR. 26. 2003 3:59PM ) \* \* \*

TTI HOLLAND &amp; KNIGHT

TRANSMITTED/STORED MAR. 26. 2003 3:47PM

FILE MODE OPTION ADDRESS RESULT PAGE

7092 MEMORY TX

G3-AT:48473#77818#00002#91703308424 OK

3/3

2

Docketed

By: JSDate: 4-3-03REASON FOR ERROR  
E-1) HANG UP OR LINE FAIL  
E-3) NO ANSWERE-2) BUSY  
E-4) NO FACSIMILE CONNECTION

Law Offices

**HOLLAND & KNIGHT LLP**One Atlantic Center  
1201 West Peachtree Street, N.E.  
Suite 2000  
Atlanta, Georgia 30309-3400404-817-8500  
FAX 404-881-0470  
<http://www.hklaw.com>Atlanta  
Boston  
Bradenton  
Chicago  
Fort Lauderdale  
Jacksonville  
Lakeland  
Los Angeles  
Melbourne  
Miami  
New York  
Northern Virginia  
Orlando  
Providence  
San Antonio  
San Francisco  
Seattle  
St. Petersburg  
Tallahassee  
Tampa  
Washington, D.C.  
West Palm BeachInternational Offices:  
Caracas\*  
Helsinki  
Mexico City  
Rio de Janeiro  
São Paulo  
Tel Aviv\*  
Tokyo  
\*Representative Offices**FACSIMILE****TO:**

<b>Group 1600 After Final</b>	<b>Assistant Commissioner</b>	<b>703-308-4242</b>
NAME	COMPANY/FIRM	FAX NUMBER
Washington	DC	703-308-0198
CITY	STATE	(TELEPHONE NUMBER)

**FROM:**

<b>Patrea L. Pabst</b>	<b>404-817-8473</b>	
NAME	TELEPHONE	TOTAL PAGES (Including Cover Sheet)

**FOR THE RECORD:**

DATE: March 24, 2003	URGENCY: <input type="checkbox"/> SUPER RUSH	<input type="checkbox"/> RUSH	<input type="checkbox"/> REGULAR
----------------------	--	-------------------------------	----------------------------------

FAXED BY:

FILE #: 077818/00002

CLIENT NAME: IT 105

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Appellants: Elizabeth M. Denholm, Elizabeth Cauchon, and Paul J. Silver

Serial No.: 09/727,873

Group Art Unit: 1651

Filed: December 1, 2000

Examiner: M. Meller

For: *ATTENUATION OF FIBROBLAST PROLIFERATION*

Assistant Commissioner for Patents  
Washington, D.C. 20231

**STATUS REQUEST**

Sir:

Applicants filed an Appeal Brief in this case on November 27, 2002. No response has been received from the Patent Office. A telephone call to the Examiner on February 27, 2003 revealed that he was unable to locate the file. Another call to the Examiner on March 5, 2003 received the same response.

**The failure of the Patent Office to act timely in this case should result in Patent Term Extension.**

Please advise the status of this case.

Respectfully submitted,



---

Patrea L. Pabst  
Reg. No. 31,284

Date: March 26, 2003  
HOLLAND & KNIGHT LLP  
2000 One Atlantic Center  
1201 West Peachtree Street  
Atlanta, Georgia 30309  
404-817-8473 (Phone)  
404-817-8588 (Fax)

U.S.S.N. 09/7627,873  
Filed December 1, 2000  
STATUS REQUEST

**CERTIFICATE OF FACSIMILE TRANSMISSION**

I hereby certify that the enclosed and all documents shown as being attached is being  
facsimile transmitted to the U. S. Patent and Trademark Office on the date shown below.

Date: March 26, 2003

  
\_\_\_\_\_  
Jean Hicks

ATL1 #570211 v1

The "Received" stamp of the Patent Office imprinted hereon acknowledges the filing of:

Applicants: Elizabeth M. Denholm, Elizabeth Cauchon and Paul J. Silver  
Serial & Docket Nos.: 09/727,873 IT105  
Filed: December 1, 2000  
Papers Submitted:

Appeal Brief with certificate of mailing, Petition for Extension of Time Under 37 CFR 1.136(a) (in duplicate), Transmittal Form, Fee Transmittal (in duplicate), check for \$215.00

Date: November 27, 2002

Client/Matter No.: 077818.00002

By: Patrea L. Pabst, Reg. No. 31,284

ATL1 #554648 v1

Docketed for \_\_\_\_\_

By: JP

Date: 12-22-02

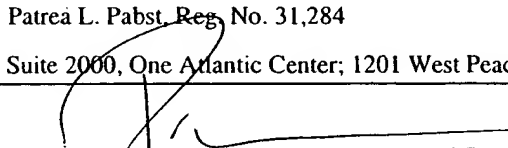
Please type a plus sign (+) inside this box → ☐

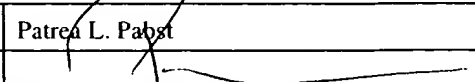
PTO/SB/21 (08-00)  
Approved for use through 10/31/2002. OMB 0651-0031  
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	<b>Application Number</b>	09/727,873
	<b>Filing Date</b>	December 1, 2000
	<b>First Named Inventor</b>	Elizabeth M. Denholm et al.
	<b>Group Art Unit</b>	1651
	<b>Examiner Name</b>	M. Meller
<b>Total Number of Pages in This Submission</b>		<b>Attorney Docket Number</b> IT 105

<b>ENCLOSURES (check all that apply)</b>		
<input checked="" type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group
<input checked="" type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment / Reply	<input type="checkbox"/> Licensing-related Papers	<input checked="" type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter
<input checked="" type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	Check for \$215.00
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Response to Missing Parts/Incomplete Application	<b>Remarks</b>	
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

<b>SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT</b>		
<b>Firm or Individual name</b>	Patrea L. Pabst, Reg. No. 31,284 Suite 2000, One Atlantic Center, 1201 West Peachtree Street, N.E.; Atlanta, GA 30309-3400	
<b>Signature</b>		
<b>Date</b>	November 27, 2002	

<b>CERTIFICATE OF MAILING</b>			
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date: <b>November 27, 2002</b>			
<b>Typed or printed name</b>	Patrea L. Pabst		
<b>Signature</b>		<b>Date</b>	November 27, 2002

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**FEE TRANSMITTAL  
for FY 2002**

Patent fees are subject to annual revision.

☒ Applicant claims small entity status. See 37 CFR 1.27**TOTAL AMOUNT OF PAYMENT** (\$)**215.00****Complete if Known**

Application Number	09/727,873
Filing Date	December 1, 2000
First Named Inventor	Elizabeth M. Denholm et al.
Examiner Name	M. Meller
Group Art Unit	1651
Attorney Docket No.	IT 105

**METHOD OF PAYMENT** (check all that apply)☒ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None☐ Deposit Account:Deposit Account Number  
50-1868Deposit Account Name  
Holland & Knight LLP

The Commissioner is authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☒ Credit any overpayments  
☒ Charge any additional fee(s) during the pendency of this application  
☒ Charge fee(s) indicated below, except for the filing fee to the aboveidentified deposit account.
**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
101 740	201 370	Utility filing fee	
106 330	206 165	Design filing fee	
107 510	207 255	Plant filing fee	
108 740	208 370	Reissue filing fee	
114 160	214 80	Provisional filing fee	

**SUBTOTAL (1)** (\$)**2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE**

Total Claims	Extra Claims	Fee from below	Fee Paid
Independent Claims	- 20	X	
Multiple Dependent	- 3	X	

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description
103 18	203 9	Claims in excess of 20
102 84	202 42	Independent claims in excess of 3
104 280	204 140	Multiple dependent claim, if not paid
109 84	209 42	** Reissue independent claims over original patent
110 18	210 9	** Reissue claims in excess of 20 and over original patent

**SUBTOTAL (2)** (\$)

\*\*or number previously paid, if greater; For Reissues, see above

**FEE CALCULATION** (continued)**3. ADDITIONAL FEES**

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
105 130	205 65	Surcharge - late filing fee or oath	
127 50	227 25	Surcharge - late provisional filing fee or cover sheet	
139 130	139 130	Non-English specification	
147 2,520	147 2,520	For filing a request for <i>ex parte</i> reexamination	
112 920*	112 920*	Requesting publication of SIR prior to Examiner action	
113 1,840*	113 1,840*	Requesting publication of SIR after Examiner action	
115 110	215 55	Extension for reply within first month	55.00
116 400	216 200	Extension for reply within second month	
117 920	217 460	Extension for reply within third month	
118 1,440	218 720	Extension for reply within fourth month	
128 1,960	228 980	Extension for reply within fifth month	
119 320	219 160	Notice of Appeal	
120 320	220 160	Filing a brief in support of an appeal	160.00
121 280	221 140	Request for oral hearing	
138 1,510	138 1,510	Petition to institute a public use proceeding	
140 110	240 55	Petition to revive - unavoidable	
141 1,280	241 640	Petition to revive - unintentional	
142 1,280	242 640	Utility issue fee (or reissue)	
143 460	243 230	Design issue fee	
144 620	244 310	Plant issue fee	
122 130	122 130	Petitions to the Commissioner	
123 50	123 50	Processing fee under 37 CFR 1.17(q)	
126 180	126 180	Submission of Information Disclosure Stmt	
581 40	581 40	Recording each patent assignment per property (times number of properties)	
146 740	246 370	Filing a submission after final rejection (37 CFR § 1.129(a))	
149 740	249 370	For each additional invention to be examined (37 CFR § 1.129(b))	
179 740	279 370	Request for Continued Examination (RCE)	
169 900	169 900	Request for expedited examination of a design application	

Other fee (specify)

\*Reduced by Basic Filing Fee Paid

**SUBTOTAL (3)** (\$)**215.00****SUBMITTED BY**Name (Print/Type) **Patrea L. Pabst**

Signature

Registration No.  
(Attorney/Agent)**31,284****Complete (if applicable)**Telephone **404-817-8473**Date **11/27/02****WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.